

MINTZ LEVIN  
COHN FERRIS  
GLOVSKY AND  
POPEO PC

Washington  
Boston  
New York  
Reston  
New Haven

ORIGINAL  
RECEIVED

JUL 29 2004

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF THE SECRETARY

EX PARTE OR LATE FILED

701 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202 434 7300  
202 434 7400 fax  
[www.mintz.com](http://www.mintz.com)

**Michael H. Pryor**

Direct dial 202 434 7365  
[mbpryor@mintz.com](mailto:mbpryor@mintz.com)

July 29, 2004

**VIA ELECTRONIC FILING**

Marlene H. Dortch, Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

Re: Docket Nos. 01-338, 96-98 and 98-147

Dear Ms. Dortch:

Today, Walker Simmons of Wachovia Capital Partners, James Fleming Jr. and John Siegel, Jr., both of Columbia Capital, Michael Huber of the Quadrangle Group, and Karen Knutsen of ML Strategies met separately with Commissioner Michael Copps and Jessica Rosenworcel, and Commissioner Kathleen Abernathy and Matthew Brill, regarding the need to ensure continued access to DS1 loops and EELs. The group raised points consistent with those presented in letters by members of the investor community to Chairman Powell filed on July 22, 2004 and July 28, 2004 in the above referenced dockets.

Very truly yours,

/s/ Michael H. Pryor

Michael H. Pryor  
Counsel for NewSouth Communications